

**State of California, State Water Resources Control Board**

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

S011329

**2006, 2007, 2008**

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

**Owner(s) of Record:**

LARKMEAD VINEYARDS A CORPORATION

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant.

Please Complete and Return This Form by JULY 1, 2009

**Primary Contact:**

LARKMEAD VINEYARDS A CORPORATION  
1100 LARKMEAD LN  
CALISTOGA, CA 94515

**Agent:**

Address:

Phone No. 707-942-6605

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

**Source Name:** RITCHIE CREEK

**Year of First Use:** 1889

**Tributary To:**

**Name of Diversion works:**

**County:** Napa

**Assessor Parcel Number  
of the Diversion site:**

**Diversion within:** NE 1/4 of NE 1/4 Section 16, T 8 N, R 6 W, MDB&M

A. **Water is Used Under:** Riparian claim \_\_\_ Pre-1914 claim X Court Decree No.: \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) \_\_\_\_\_ Cubic feet per second (cfs) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006				7.9	9.1	10.4	10.6	9.8	9.6	5.9			63.3
2007				8.0	9.3	10.6	10.3	9.6	9.9	4.7			62.4
2008				8.2	9.2	10.3	9.9	9.2	9.6	5.7			62.1

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 130 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;  
Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: SEE CONTINUATION ON NEXT PAGE.

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
NO

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES X NO \_\_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year 06 28.2 (AF/MG) Year 07 27.7 (AF/MG) Year 08 29.1 (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES X NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 16 2009 at Calistoga, California

SIGNATURE: Katharine S. Baker

PRINTED NAME: Katharine S. Baker  
(first name) (middle initial) (last name)

COMPANY NAME: Lorkmead Vineyards

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

E PARCEL NUMBER(S) OF PLACE OF USE: 20-240-007, 20-240-008,  
20-240-009, 20-240-010, 20-290-003, 21-010-071, 21-010-072,  
21-010-073

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*Copy 507 CKW/BR*  
**BARTKIEWICZ, KRONICK & SHANAHAN**

A PROFESSIONAL CORPORATION  
1011 TWENTY-SECOND STREET  
SACRAMENTO, CALIFORNIA 95816-4907  
(916) 446-4254  
FAX (916) 446-4018  
E-MAIL [bks@bkslawfirm.com](mailto:bks@bkslawfirm.com)

STATE WATER RESOURCES  
CONTROL BOARD

2007 MAR -2 PM 1:16

STATE WATER RESOURCES  
CONTROL BOARD  
SACRAMENTO

M. BARTKIEWICZ  
STEPHEN A. KRONICK  
RICHARD P. SHANAHAN  
ALAN B. LILLY  
RYAN S. BEZERRA  
JOSHUA M. HOROWITZ  
PHILIPPE C. MELIN

JAMES M. BOYD, JR., Of Counsel

March 1, 2007

State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812-2000

Re: Larkmead Vineyards – Supplemental Statement of Water Diversion and Use (No. SO11329)

Greetings:

On behalf of our client, Larkmead Vineyards, I have enclosed the original and one copy of the Supplemental Statement of Water Diversion and Use respecting Statement No. SO11329, for 2003, 2004 and 2005. Kindly file the original, stamp the copy showing the date of filing, and then return the stamped copy to me in the enclosed self-addressed, stamped envelope.

If you have any questions concerning the above or the enclosed documents, please feel free to contact me.

Sincerely yours,



STEPHEN A. KRONICK

SAK:tmo

Encls.

Cc: (w/encls.)  
Larkmead Vineyards

4510/L0301072sak



S011329%S%2005

2003, 2004, 2005

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** LARKMEAD VINEYARDS A CORPORATION;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**LARKMEAD VINEYARDS A CORPORATION**

**PO BOX 309**

**ST HELENA, CA 94574**

STATEMENT NO.: S011329  
CONTACT PHONE NO.: (707)942-6605

**Source Name:** RITCHIE CREEK

**Tributary To:** NAPA RIVER

**County:** Napa

**Diversion Within:** NE1/4 of NE1/4 Section 16, T08N, R06W, MB&M

**Year of First Use:** 1889

**Parcel Number:**

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right ☒ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other	Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003				2.4	7.1	7.7	10.5	10.7	11.2	13.3			62.9
2004				2.9	8.5	7.9	9.1	8.9	10.8	12.8			60.9
2005				2.2	7.9	8.1	8.0	10.3	12.4	12.9			61.8

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 130 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
\_\_\_\_\_

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO ☒  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES X NO \_\_\_\_
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year 03 29.5 (AF/MG) Year 04 28.7 (AF/MG) Year 05 33.5 (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES X NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: Feb 26 2007 at Belvedere, California

SIGNATURE: Katherine S. Baker

PRINTED NAME: Katherine S. Baker  
(first name) (middle initial) (last name)

COMPANY NAME: Larkmead Vineyards

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S011329%\$2002  
2000, 2001, 2002

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by September 1, 2003.  
\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.  
Owner of Record: LARKMEAD VINEYARDS A CORPORATION;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:  
**LARKMEAD VINEYARDS A CORPORATION**

**PO BOX 309  
ST HELENA, CA 94574**

STATEMENT NO: S011329  
CONTACT PHONE NO: (707) 942-6605

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S011329  
PASSWORD: D09276

Source Name: RITCHIE CREEK  
Tributary To: NAPA RIVER  
County: Napa  
Diversion Within: NE1/4 of NE1/4 Section 16, T08N, R06W, MB&M

Year of First Use: 1889  
Parcel Number:

- A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right ☒ Other (explain), \_\_\_\_\_
- B. Year of first use: (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet ☒ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2000				0.4	8.0	9.0	12.0	12.0	12.0	10.0			63.4
2001				0.4	8.0	9.0	9.5	10.5	12.5	13.0			62.9
2002				0.4	7.1	8.0	9.0	11.0	11.5	9.7			56.7

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 130 \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed (New pump, enlarged diversion dam, location of diversion, etc.) \_\_\_\_\_

- F. Please answer only those questions below which are applicable to your project

1. Conservation of water

- a. Are you now employing water conservation efforts? YES \_\_\_ NO ☒  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ NO \_\_\_

RM  
5-1-05

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO XX
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES XX NO \_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr 00 29.9 (af/mg) yr 01 28.9 (af/mg) yr 02 28.35 (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES X NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: July 27, 2004 at Belvedere, California

SIGNATURE: Katharine S. Baker

PRINTED NAME: Katharine S. Baker  
(first name) (middle init) (last name)

COMPANY NAME: Larkmead Vineyards

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

C. Please note amounts for 2000 and 2001 were reported on previous Supplemental Statement for 1999, 2000 and 2001.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

Audrey Baker  
14 Washington Lane  
Orinda, CA 94563  
925-258-0074

November 15, 2004

STATE WATER RESOURCES  
CONTROL BOARD  
2004 NOV 17 PM 2:12  
DIV OF WATER RIGHTS  
SACRAMENTO

State of California  
State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812-2000

Re: Larkmead Vineyards -  
Supplemental Statement of Water Diversion and Use 2000, 2001, 2002

Dear Sir or Madam:

On behalf of Larkmead Vineyards, please find enclosed for filing the Supplemental Statement of Water Diversion and Use for Larkmead Vineyards for 2000, 2001 and 2002.

To acknowledge your receipt of the Supplemental Statement, please file stamp and return to me the extra-enclosed copy of the Supplemental Statement in the enclosed postage-paid envelope.

Should you have any questions, please do not hesitate to contact me at the above address or phone number

Very truly yours,

  
Audrey Baker

cc: Cameron Baker (w/encl.)



**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: ~~KATE SOLARI BAKER~~ LARKMEAD VINEYARDS, a corporation

STATEMENT NO. S011329

~~XXXXXX~~ P.O. Box 2309  
~~RELYEDERE XXXXXXXX~~ St. Helena, CA 94574

SOURCE: RITCHIE CREEK  
TRIBUTARY TO: NAPA RIVER  
COUNTY: NAPA  
DIVERSION

WITHIN: NE¼ OF NE¼ SECTION 16, T8N, R6W, MB&M.

TELEPHONE NUMBER: (707) 942-  
~~XXXXXX~~ 6605  
YEAR OF FIRST USE: 1889  
PARCEL NO:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use: Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. See attachment.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996													
1997													
1998													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 130 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
N/A

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Describe any water conservation efforts you may have started: \_\_\_\_\_
- b. \_\_\_\_\_
- c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:  
19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

50 11329

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19\_\_\_\_ (af/mg) 19\_\_\_\_ (af/mg) 19\_\_\_\_ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES X NO \_\_\_\_\_

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

1995 28.5 af (af/mg) 1996 29.5 af (af/mg) 1997 29 af (af/mg) AND  
1998 - 28 af (see note to table in attachment.)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: April 26, 2000 at Belvedere, California

SIGNATURE: Kath Baker

PRINTED NAME: KATHARINE S. BAKER  
(first name) (middle init.) (last name)

COMPANY NAME: LARKMEAD VINEYARDS

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**BARTKIEWICZ, KRONICK & SHANAHAN**

PAUL M. BARTKIEWICZ  
STEPHEN A. KRONICK  
RICHARD P. SHANAHAN  
ALAN B. LILLY  
DAVID T. SAMMOND  
RYAN S. BEZERRA

A PROFESSIONAL CORPORATION  
1011 TWENTY-SECOND STREET  
SACRAMENTO, CALIFORNIA 95816-4907  
(916) 446-4254  
FAX (916) 446-4018  
E-MAIL bks@bkslawfirm.com

May 2, 2000

State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812-2000

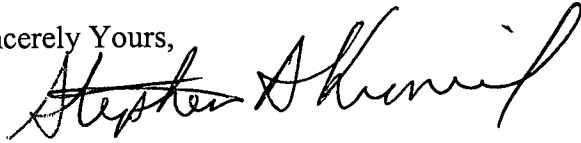
Re: Larkmead Vineyards - Supplemental Statement of Water Diversion and Use (No. SO11329)

Greetings:

On behalf of Larkmead Vineyards, I have enclosed the original and one copy of the Supplemental Statement of Water Diversion and Use respecting Statement No. SO11329. Kindly file the original, stamp the copy showing the date of filing, and then return the stamped copy to me in the enclosed self-addressed stamped envelope.

If you have any questions concerning the above or the enclosed documents, please feel free to contact me.

Sincerely Yours,



STEPHEN A. KRONICK

SAK:bam  
Enclosure  
4510/L050200sak

AUG 3 2004

44-1980

DIV. OF WATER RIGHTS  
SACRAMENTO

00 MAY -3 AM 11: 59

RECEIVED

**Larkmead Vineyards**  
**Attachment to Supplemental Statement of Water Diversion and Use for July 1, 1999**

**Item C. Amount of Use.** – Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:      Gallons \_\_\_\_\_      Acre-feet X      Other \_\_\_\_\_

Year	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1995				6.4	9.3	9.3	12.4	12.4	12.4	X			*62.2
1996				6.0	7.0	10.0	10.0	10.0	10.0	10.0			63.0
1997				5.0	7.0	8.3	9.0	10.0	10.0	9.0			58.3
1998				6.0	8.0	9.5	10.0	11.0	9.5	10.0			64.0

\* Approximate.  
**Note to Table:** Larkmead Vineyards used groundwater in lieu of surface water. The amounts specified include: (A) surface water used under Larkmead's pre-1914 appropriative right; and (B) groundwater from a well which was used in lieu of surface water in the amounts of 28.5 acre-feet in 1995, 29.5 acre-feet in 1996, 29 acre-feet in 1997 and 28 acre-feet in 1998. Accordingly, and pursuant to Water Code section 1011.5, Larkmead Vineyards claims a credit toward use under its pre-1914 appropriative right through substitution of groundwater in lieu of appropriated water in the amounts shown in the preceding sentence for each respective year.

**Stephen A Kronick**  
**BARTKIEWICZ, KRONICK & SHANAHA**  
A Professional Corporation  
**1011 Twenty-Second St**  
**Sacramento CA 95816-4907**

**RE: Statement No. S011329**  
**Larkmead Vineyards, a corporation**  
**In Napa County**

*A delayed response.*

**Enclosed is copy of the above Supplemental Statement of  
Water Diversion and Use and a copy of your letter of  
May 2, 2000.**

**If it does not meet the purposes of your inquiry,  
please communicate further with:**

**State Water Resources Control Board**  
**Division of Water Rights**  
**PO Box 2000**  
**Sacramento CA 95812-2000**  
**INFO: (916) 341-5300**  
**FAX: (916) 341-5400**  
**Web: <http://www.swrcb.ca.gov>**

**The enclosures have been sent by:**  
**Koso Nodohara**  
**Telephone: (916) 341-5366**  
**Date: August 29, 2001**  
**e-mail address: [www.knodohara@waterrights.swrcb.ca.gov](mailto:www.knodohara@waterrights.swrcb.ca.gov)**

AUG 3 2004

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S011329

OWNER OF RECORD: Larkmead Vineyards

KATE SOLARI BAKER  
38 ALCATRAZ AVENUE  
BELVEDERE, CA 94920

SOURCE: RITCHIE CREEK  
TRIBUTARY TO: NAPA RIVER  
COUNTY: NAPA  
DIVERSION

WITHIN: NE¼ OF NE¼ SECTION 16, T8N, R6W, MDB&M.

TELEPHONE NUMBER:  
(415) 435-6475

YEAR OF FIRST USE: 1889  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right ☒; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992					X	X	X	X	X	X			
1993					X	X	X	X	X	X			
1994				3.8	5.6	6.3	8.3	8.3	8.4				40.7*

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 130 \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

\* Larkmead Vineyards used groundwater in lieu of surface water. The amount specified reflects only the surface water used under Larkmead's pre-1914 appropriative right. An

\*\*\*CONTINUE ON BACK PAGE\*\*\*

additional amount of 24.8 acre-feet was used from a groundwater well. Accordingly, and pursuant to Water Code section 1011.5, Larkmead Vineyards claims a credit toward use under its pre-1914 appropriative right through substitution of groundwater in lieu of appropriated water in the amount of 24.8 acre-feet.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

Under separate Permit 019900, Larkmead Vineyards has received an extension of time to expand capacity of reservoir.

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Feb. 20, 19 97, at Belvedere, California

SIGNATURE: Kate Solari Baker

PRINTED NAME: Kate Solari Baker  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: Larkmead Vineyards, a corporation

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"



STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA  
(916) 322-4503

STATE WATER RESOURCES  
CONTROL BOARD

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1992 FEB 19 PM 3:59

DIVERTER OF RECORD:

B C SOLARI  
P O BOX 309  
ST HELENA, CA 94574

DIV. OF WATER RIGHTS  
STATEMENT NO. 011329

TELEPHONE NUMBER:  
(707) 942-6605

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: RITCHIE CREEK

TRIBUTARY TO: NAPA RIVER

COUNTY: NAPA

DIVERSION

WITHIN: NE1/4 OF NE1/4 SECTION 16, T08N, R06W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1992. (Additional information on reverse side of this form.)

A. Amounts of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons  
☐ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1989					✓	✓	✓	✓					
1990					✓	✓	✓	✓					
1991			no water used						1991				

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 135 acres wire grapes

Stockwatering

Domestic

Other (specify)

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Jan. 6, 1992, at 1360 Bennett Cr., Calistoga, California

Signature: 

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

S-11329

STATE OF CALIFORNIA

SUPPLEMENTAL

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Larkmead Vineyards, Inc.  
Address 1145 Larkmead Lane, Calistoga, CA 94575 Telephone 707-942-6605  
P.O. Box 957, Helena, Cal. 94724  
B. Name of body of water at point of diversion Ritchie Creek  
Tributary to ~~Ritchie Creek~~ Napa River  
C. Place of diversion NE 1/4, NE 1/4, Section 316, Township 3N, Range 6W, MD B&M, Napa County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks

D. Name of works Irrigation Pond  
E. Capacity of diversion works 50 gals. per min. cubic feet per second  
Capacity of storage reservoir 8 ac. ft. gallons per minute  
State quantity of water used each month in gallons or acre-feet gallons acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1984	N/A	N/A	N/A	N/A	8	8	8	8	N/A	8	N/A	N/A	40 ac. ft.

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 65 ac. ft. gallons  
Minimum annual water use in recent years 30 ac. ft. acre-feet  
Type of diversion facility: gravity ☒ pump ☐  
Method of measurement: weir ☐ flume ☐ electric power meter ☐ water meter ☐ estimate ☒

F. Purpose of use (what water is being used for) Irrigation

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)  
Southeast corner of Hwy 29 - Larkmead Lane intersection

H. Year of first use as nearly as known 1889

I. Name of person filing statement Pauline K. Polari for Larkmead Vineyards  
Position Pres. Organization   
Address 1145 Larkmead Lane, St. Helena, Cal. 94578 Telephone 707-942-6605

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.  
DATED: 11/26/84 19 84 at St. Helena, Cal, California.  
Signature: Pauline K. Polari

See Instructions on Reverse Side